

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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In re: BAIR HUGGER FORCED AIR  
WARMING DEVICES PRODUCTS  
LIABILITY LITIGATION

MDL No. 15-2666 (JNE/FLN)

This Document Relates to Case Nos.:  
16-cv-02518 (*Hylander v. 3M Co., et al.*)

**DECLARATION OF BENJAMIN W.  
HULSE IN SUPPORT OF  
DEFENDANTS' REPLY IN  
SUPPORT OF THEIR MOTION TO  
DISMISS FOR LACK OF SUBJECT-  
MATTER JURISDICTION**

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Under 28 U.S.C. § 1746, I, Benjamin W. Hulse, hereby declare as follows:

1. I am an attorney at the law firm of Blackwell Burke P.A., and one of the attorneys representing 3M Company ("3M") and Arizant Healthcare Inc. ("Arizant") (collectively "Defendants") in this litigation. I submit this declaration in support of Defendants' Reply in Support of Their Motion to Dismiss for Lack of Subject-Matter Jurisdiction. Unless otherwise stated, the facts set forth herein are based upon my personal knowledge, information, and belief.

2. Attached as Exhibit A is a true and correct copy of the pages 1-3, and 19 of Plaintiffs' PFS and Mr. Hylander's signed verification for the same, served on Defendants through the portal on or about March 2, 2017.

3. Attached as Exhibit B is a true and correct copy of email correspondence between Plaintiffs' counsel, Wesley G. Barr, and Defendants' counsel, Ted D. Hartman, from March 14 through March 27, 2018.

4. I declare under penalty of perjury that the foregoing is true and correct.

Executed in Minneapolis, Minnesota, this 10<sup>th</sup> day of July, 2018.

s/ Benjamin W. Hulse

Benjamin W. Hulse